



General Assembly

January Session, 2007

Raised Bill No. 1111

LCO No. 3840

* ____SB01111PS____022807____*

Referred to Committee on Public Safety and Security

Introduced by:
(PS)

AN ACT CONCERNING TECHNICAL CORRECTIONS TO THE PUBLIC SAFETY STATUTES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-286e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2007*):

3 (a) Any police officer, firefighter or person engaged in providing
4 emergency [service personnel operating] services who operates a
5 bicycle in response to an emergency call or while engaged in rescue
6 operations or in the immediate pursuit of an actual or suspected
7 violator of the law shall be exempt from the provisions of sections 14-
8 286, 14-286a, 14-286b, 14-286c and 14-289 provided (1) the police
9 officer, firefighter or person engaged in providing emergency [service
10 personnel] services is sixteen years of age or older, (2) the police
11 officer, firefighter or person engaged in providing emergency [service
12 personnel] services is wearing a distinctive uniform, and (3) the police
13 officer has completed a course of instruction in basic police bicycle
14 patrol certified by the Police Officer Standards and Training Council or
15 an equivalent course of instruction, and the firefighter or person
16 engaged in providing emergency [service personnel] services has

17 completed an equivalent course of basic bicycle patrol.

18 (b) The exemptions granted in subsection (a) of this section shall
19 apply only when such bicycle is making use of an audible warning
20 signal device, including, but not limited to a siren, whistle or bell.

21 (c) The provisions of this section shall not relieve the operator of a
22 bicycle from the duty to drive with due regard for the safety of all
23 persons and property.

24 Sec. 2. Section 29-15 of the general statutes is repealed and the
25 following is substituted in lieu thereof (*Effective October 1, 2007*):

26 (a) (1) Except as provided in subdivision (2) of this subsection,
27 whenever any person, having no record of prior criminal conviction,
28 whose fingerprints, photograph and physical description are [so] filed
29 with the State Police Bureau of Identification in accordance with
30 section 29-12 has been found not guilty of the offense charged, or has
31 had such charge dismissed or nolle, such person's fingerprints,
32 photograph and physical description and other identification data and
33 all copies and duplicates thereof, shall, be returned to such person not
34 later than sixty days after the finding of not guilty or after such
35 dismissal or in the case of a nolle within sixty days after thirteen
36 months of such nolle.

37 (2) Whenever any person, having no record of prior criminal
38 conviction, whose fingerprints, photograph and physical description
39 and other identification data [has] have been filed and stored in an
40 electronic format, has been found not guilty of the offense charged, or
41 has had such charge dismissed or nolle, such electronically stored
42 images and data shall be permanently deleted and any paper copy of
43 such fingerprints, photograph and physical description and other
44 identification data, and all copies and duplicates thereof, shall be
45 destroyed not later than sixty days after the finding of not guilty or
46 after such dismissal or in the case of a nolle within sixty days after
47 thirteen months of such nolle.

48 (b) Any person having no record of prior criminal conviction whose
 49 fingerprints and pictures are so filed, who has been found not guilty of
 50 the offense charged or has had such charge dismissed or nolle prior
 51 to October 1, 1974, may, upon application to the person charged with
 52 the retention and control of such identification data at the State Police
 53 Bureau of Identification, have his fingerprints, pictures and description
 54 and other identification data and all copies and duplicates thereof,
 55 returned to him not later than sixty days after the filing of such
 56 application provided in the case of a nolle, such nolle shall have
 57 occurred thirteen months prior to filing of such application.

58 Sec. 3. Section 29-143j of the general statutes is repealed and the
 59 following is substituted in lieu thereof (*Effective October 1, 2007*):

60 (a) As used in this chapter, "commissioner" means the
 61 Commissioner of Public Safety.

62 (b) The commissioner shall have sole control of and jurisdiction over
 63 all amateur and professional boxing and sparring matches held,
 64 conducted or given within the state by any person or persons, club,
 65 corporation or association, except amateur boxing and sparring
 66 matches held under the supervision of any school, college or university
 67 having an academic course of study or of the recognized athletic
 68 association connected with such school, college or university or
 69 amateur boxing and sparring matches held under the auspices of any
 70 amateur athletic association that has been determined by the
 71 commissioner to be capable of ensuring the health and safety of the
 72 participants; provided the commissioner may at any time assume
 73 jurisdiction over any amateur boxing or sparring match if the
 74 commissioner determines that the health and safety of the participants
 75 is not being sufficiently safeguarded. The commissioner may appoint
 76 inspectors who shall, on the order of the commissioner, represent the
 77 commissioner at all boxing matches. The commissioner may appoint a
 78 secretary who shall prepare for service such notices and papers as may
 79 be required and perform such other duties as the commissioner
 80 directs.

81 (c) The commissioner or the commissioner's authorized
 82 representative may cause a full investigation to be made of the location
 83 of, and paraphernalia and equipment to be used in [respect to] any
 84 boxing or sparring match and all other matters [relating thereto to be
 85 made] and shall determine whether or not such match will be
 86 reasonably safe for the participants and for public attendance and may
 87 make reasonable orders concerning alterations [,] or betterments to the
 88 equipment [,] and paraphernalia, and concerning the character and
 89 arrangement of the seating, means of egress, lighting, firefighting
 90 appliances, fire and police protection and such other provisions as
 91 shall make the match reasonably safe against both fire and casualty
 92 hazards.

93 (d) When any serious physical injury, as defined in subdivision (4)
 94 of section 53a-3, or death occurs in connection with a boxing or
 95 sparring match, the owner of the location of the match shall, not later
 96 than four hours after such occurrence, report the injury or death to the
 97 commissioner or the commissioner's designee. Not later than four
 98 hours after receipt of such report, the commissioner or the
 99 commissioner's designee shall cause an investigation of the occurrence
 100 to determine the cause of such serious physical injury or death. The
 101 commissioner or the commissioner's designee may enter into any place
 102 or upon any premises so registered or licensed in furtherance of such
 103 investigation and inspection.

104 (e) The commissioner, in consultation with the Connecticut Boxing
 105 Commission, shall adopt such regulations in accordance with chapter
 106 54 as the commissioner deems necessary and desirable for the conduct,
 107 supervision and safety of boxing matches, including the licensing of
 108 the sponsors and the participants of such boxing matches, and for the
 109 development and promotion of the sport of boxing in this state,
 110 including, but not limited to, regulations to improve the
 111 competitiveness of the sport of boxing in this state relative to other
 112 states. Such regulations shall require fees for the issuance of licenses to
 113 such sponsors and participants as follows: (1) For referees, a fee of not

114 less than sixty-three dollars; (2) for matchmakers and assistant
115 matchmakers, a fee of not less than sixty-three dollars; (3) for
116 timekeepers, a fee of not less than thirteen dollars; (4) for professional
117 boxers, a fee of not less than thirteen dollars; (5) for amateur boxers, a
118 fee of not less than three dollars; (6) for managers, a fee of not less than
119 sixty-three dollars; (7) for trainers, a fee of not less than thirteen
120 dollars; (8) for seconds, a fee of not less than thirteen dollars; (9) for
121 announcers, a fee of not less than thirteen dollars; and (10) for
122 promoters, a fee of not less than two hundred fifty dollars.

123 (f) No organization, gymnasium or independent club shall host a
124 sparring match unless such organization, gymnasium or independent
125 club registers with the Department of Public Safety in accordance with
126 this subsection. The commissioner shall register any organization,
127 gymnasium or independent club that the commissioner deems
128 qualified to host such matches. Application for such registration shall
129 be made on forms provided by the department and accompanied by a
130 fee of fifty dollars. For the purpose of enforcing the provisions of this
131 chapter, the commissioner or an authorized representative may inspect
132 the facility of any such organization, gymnasium or independent club.
133 The Attorney General, at the request of the Commissioner of Public
134 Safety, may apply in the name of the state of Connecticut to the
135 Superior Court for an order temporarily or permanently restraining
136 any organization, gymnasium or independent club from operating in
137 violation of any provision of this chapter or the regulations adopted
138 pursuant to this subsection. The commissioner, in consultation with
139 the Connecticut Boxing Commission, shall adopt such regulations, in
140 accordance with chapter 54, as the commissioner deems necessary for
141 the conduct, supervision and safety of sparring matches.

142 (g) The state, acting by and in the discretion of the commissioner,
143 may enter into a contract with any person for the services of such
144 person acting as an inspector appointed in accordance with the
145 provisions of this section.

146 Sec. 4. Section 29-179f of the general statutes is repealed and the

147 following is substituted in lieu thereof (*Effective October 1, 2007*):

148 (a) There shall be in the Division of State Police within the
 149 Department of Public Safety a State Urban Violence and Cooperative
 150 Crime Control Task Force that shall conduct and coordinate
 151 investigations in connection with crimes of violence and other criminal
 152 activity deemed beyond the ability of local authorities to contain.

153 (b) Upon agreement between the chief elected official or chief of
 154 police of any municipality and the Commissioner of Public Safety, the
 155 task force may conduct any investigation under the direction of the
 156 Commissioner of Public Safety, or the commissioner's designee, at any
 157 place within the state it deems necessary.

158 (c) The task force may request and may receive from any federal,
 159 state or local agency, cooperation and assistance in the performance of
 160 its duties, including the temporary assignment of personnel necessary
 161 to carry out the performance of its functions.

162 (d) The task force may enter into mutual assistance and cooperation
 163 agreements with other states pertaining to law enforcement matters
 164 extending across state boundaries and may consult and exchange
 165 information and personnel with agencies of other states with reference
 166 to law enforcement problems of mutual concern.

167 (e) The Commissioner of Public Safety shall appoint a commanding
 168 officer and such other personnel as [he] the commissioner deems
 169 necessary for the duties of the task force, within available
 170 appropriations.

171 (f) In order to participate in and utilize the task force, a municipality
 172 shall petition the Commissioner of Public Safety for assistance. Such
 173 petition shall contain a description of the problem, a record of the
 174 efforts made to solve or contain the problem by local authorities and a
 175 request for the deployment of the task force to address specific
 176 problems or investigations. The task force may deploy subject to
 177 agreement as described in subsection (b) of this section. Municipalities

178 participating in the task force shall assign local resources and
179 personnel to the extent of their ability to do so.

180 (g) The Commissioner of Public Safety may select such personnel
181 from any municipality of the state as the commissioner deems
182 necessary to act as temporary special state police officers to carry out
183 the duties of the task force.

184 (h) Any municipal police officer while assigned to duty with the
185 task force and working at the direction of the Commissioner of Public
186 Safety, or the commissioner's designee, shall, when acting within the
187 scope of such officer's authority, have the same powers, duties,
188 privileges and immunities as are conferred upon a state police officer.

189 (i) Each municipality shall be responsible for the full payment of the
190 compensation of personnel temporarily assigned to the task force and
191 such salary shall be payable to such assigned personnel while on duty
192 with the task force.

193 (j) For purposes of indemnification of such personnel and its
194 municipalities against any losses, damages or liabilities arising out of
195 the service and activities of the task force, personnel while assigned to,
196 and performing the duties of, the task force shall be deemed to be
197 acting as employees of the state.

198 Sec. 5. Section 29-271 of the general statutes is repealed and the
199 following is substituted in lieu thereof (*Effective October 1, 2007*):

200 Any state-assisted rental housing or rental housing project
201 constructed or substantially rehabilitated under a building permit
202 application filed on or after January 1, 1976, and prior to October 1,
203 2004, that contains ten or more housing units shall have at least ten per
204 cent of the units and all common use areas and facilities designed to
205 promote safe and accessible means of entrance and egress and ease of
206 access and use of facilities for the physically disabled, as defined in
207 subsection (b) of section 1-1f, unless a waiver of such requirement is
208 obtained from the Commissioner of Economic and Community

209 Development as provided in this section. Any state-assisted rental
 210 housing or rental housing project constructed or substantially
 211 rehabilitated under a building permit application filed on or after
 212 October 1, 2004, that contains four or more dwelling units shall have
 213 the dwelling units and all common use areas and facilities designed in
 214 accordance with the State Building Code to promote the safe and
 215 accessible use of facilities for the physically disabled, as defined in
 216 subsection (b) of section 1-1f, unless such waiver is obtained. Said
 217 commissioner may, with the concurrence of the director of the Office
 218 of Protection and Advocacy for Persons with Disabilities and the State
 219 Building Inspector, waive the requirement for such units for any state-
 220 financed rental housing project awarded state assistance under
 221 sections [8-124a] 8-214a and 8-216b, provided all requirements
 222 concerning the provision of housing units accessible to the physically
 223 disabled promulgated by the United States Department of Housing
 224 and Urban Development have been met. Physically disabled persons
 225 and families shall receive priority in placement in no less than ten per
 226 cent of the housing units constructed or substantially rehabilitated
 227 after January 1, 1976.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2007</i>	14-286e
Sec. 2	<i>October 1, 2007</i>	29-15
Sec. 3	<i>October 1, 2007</i>	29-143j
Sec. 4	<i>October 1, 2007</i>	29-179f
Sec. 5	<i>October 1, 2007</i>	29-271

PS ***Joint Favorable***